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## PART III—SECTION 3

### Notifications relating to Minor Administrations

#### OFFICE OF THE ADMINISTRATOR, DADRA AND NAGAR HAVELI

*Silvassa, the 17th December 1964*

No. ADM/EST/SR.189—Shri R. N. Bankapur, Chief Forest Officer, Dadra and Nagar Haveli, Silvassa is granted leave for 8 days from 20th October 1964 to 27th October 1964 (both days inclusive) on private affairs.

He is reposted to the same post on his return from leave.

Nature of leave will be decided hereafter.

By order of the Administrator

H. K. KHAN  
Collector  
Dadra and Nagar Haveli  
Silvassa

*Silvassa, the 18th December 1964*

No. ADM/EST/SR.190—Shri K. D. Mistry on deputation from Gujrat State has taken over charge of the post of Engineer under this Administration on 26th November 1964 (B.N.).

#### ORDER

*The 15th December 1964*

No. ADM/Supply/135—In exercise of the powers conferred by Rule 125 of the Defence of India Rules, 1962, the Collector, Dadra and Nagar Haveli, by virtue of authorities vested in him vide Administrator, Dadra and Nagar Haveli, Silvassa's Notification dated 24th November 1964 is hereby pleased to make the following order namely :—

#### 1. Short title, extent and commencement :—

- (1) This order may be called the Dadra and Nagar Haveli Foodgrains (Ban on Export) Order, 1964.
- (2) It extends to the whole of the Union Territory of Dadra and Nagar Haveli (hereinafter referred to as the Territory).
- (3) It shall come into force immediately.

#### 2. Definitions.—In this order, unless the context otherwise requires :—

- (a) "Exporter" means any person who intends to export Foodgrains outside the territory.

- (b) "Foodgrains" include any of the following foodgrains including products of such foodgrains other than husk and bran :—

1. Paddy (Rice in husk)
2. Rice (Husked)
3. Jowar
4. Nagli
5. Kodra

- (c) "Form" means a form set forth to this order.

- (d) "Permit issuing authority" means the Mamlatdar, Dadra and Nagar Haveli, Silvassa or any other officer authorised by the Collector in this behalf.

- (e) "Collector" means the Collector of Dadra and Nagar Haveli.

3. *Permits to exporters.*—No person shall export any of the foodgrains except under a permit issued in this behalf by the permit issuing authority.

4. *Ban on export of Jowar, Nagli and Kodra.*—No person shall export Jowar, Nagli and Kodra out of the territory.

#### 5. Issue of Permits :—

- (1) Every permit issued under this Order shall be in form "A".
- (2) Every exporter, before a permit is granted to him shall execute an undertaking to keep in reserve in his custody the foodgrains at the rates shown against each of the following foodgrains to make them available for local consumption :—

- (a) Paddy 25%
- (b) Rice 25%

6. *Disposal of Reserved Foodgrains.*—The exporters shall have to sell the foodgrains reserved as provided in clause 5(2) to any merchant or consumer or the agency that may be appointed by the Collector.

7. *Contravention.*—No holder of a permit issued under this Order or his agent or servant or any other person acting on his behalf shall contravene any of the provisions of this order and if any such permit holder or his agent or servant or any other person acting on his behalf contravenes or attempts to contravene any of the said provisions, then, without prejudice to the action under Rule 125(9) against him, his permit may be cancelled.

#### 8. Forfeiture of Foodgrains :—

- (1) Without prejudice to the provisions of the clause 7, if the permit issuing authority is satisfied that the exporter has contravened any of

the provisions of this order and that a forfeiture of the foodgrains attempted to be exported is called for, he may, after giving the exporter a reasonable opportunity of stating his case against the forfeiture by order, forfeit, the whole or any part of such foodgrains held by him and communicate a copy of the order to the exporter.

**9. Appeal :—**

- (1) Any person aggrieved by any order of the permit issuing authority refusing to grant or cancelling a permit or forfeiting the foodgrains may appeal to the Collector within 30 days of the date of receipt by him of such order.
- (2) No order shall be made under this clause unless the aggrieved person has been given a reasonable opportunity of stating his case.
- (3) Pending the disposal of an appeal the Collector may direct that the order refusing grant of a permit or the order cancelling a permit or the order forfeiting the foodgrains shall not take effect until the appeal is disposed of.

**10. Powers to entry, search, seizure etc. :—**

- (1) The permit issuing authority or any other officer authorised by the Collector in this behalf may with such assistance, if any, as he thinks fit :—
  - (a) require the owner, occupier or any other person in charge of any place, premises, vehicle, or vessel in which he has reason to believe that any contravention of the provisions of this order or of a permit issued thereunder

has been, is being or is about to be committed, to produce any book, accounts or other documents showing transaction relating to such contravention;

- (b) enter, inspect or break open and search any place or premises, vehicle or vessel in which he has reason to believe that any contravention of the provisions of this order or of a permit issued thereunder, has been, is being or is about to be committed;
- (c) take or cause to be taken, extracts from or copies of any documents showing transactions relating to such contravention which are produced before him;
- (d) Search, seize and remove stocks of foodgrains and the animals, vehicles, vessels or other conveyances used in carrying the said foodgrains in contravention of the provisions of this order or of permit issued thereunder and thereafter take or authorise the taking of all measures necessary for securing the production of stocks of foodgrains and the animals, vehicles, vessels or other conveyances so seized in a court and for their safe custody pending such production.
- (2) The provisions of Sections 102 and 103 of the Code of Criminal Procedure 1898 (V of 1898), relating to search and seizures shall, so far as may be, apply to searches and seizures under this clause.

H. K. KHAN

Collector  
Dadra and Nagar Haveli  
Silvassa